

STATE OF WISCONSIN

Senate Journal

Seventy-Seventh Session

WEDNESDAY, March 10, 1965.

9:30 o'clock A.M.

The senate met.

The president in the chair.

Prayer was offered by the Reverend Thomas J. Finucan.

The roll was called and the following senators answered to their names:

Senators—Benson, Bice, Busby, Carr, Christopherson, Draheim, Hansen, Kendzierski, Keppler, Knowles, Krueger, LaFave, Leonard, Leverich, Lorge, Lourigan, McParland, Meunier, Panzer, Rasmusen, Risser, Roseleip, Schreiber, Schuele, Smith, Sussman, Thompson, Warren and Zabor-ski—30.

Absent with leave—Senators Hollander and Miller—2.

INTRODUCTION OF AMENDMENTS

Amendment No. 1, S. to Senate Bill 16 was offered by Senator Dempsey.

Substitute amendment No. 1, S. to Senate Bill 87 was offered by Senator Leonard.

Amendment No. 1, S. to Senate Bill 159 was offered by Senator Bice.

Substitute amendment No. 1, S. to Senate Bill 170 was offered by Senator Busby by request of Milwaukee Teachers Annuity and Retirement Association.

RESOLUTIONS INTRODUCED

Senate Joint Resolution 43

A joint resolution relating to an interim study of the children's code.

By Senators Panzer, McParland, Leonard and Busby.

Was read.

To committee on Judiciary.

BILLS INTRODUCED

Senate Bill 269

Relating to an academy at the university for teaching and training persons in law enforcement and making an appropriation.

By Senator Rasmusen, by request of Wisconsin Law Enforcement Association.

Read first time.

To committee on Education.

Senate Bill 270

Relating to probation, tenure and compulsory retirement of teachers at the state universities.

By Senators Rasmusen and Hansen.

Read first time.

To joint Survey committee on Retirement Systems.

Senate Bill 271

Relating to creation of a department of milk marketing control to regulate fluid milk prices and trade practices, granting rule-making authority, providing penalties and making appropriations.

By Senators LaFave, Leverich, Kendzierski, Thompson, Hansen, Sussman, Schuele, Zaborski, Christopherson and Dempsey.

Read first time.

To committee on Agriculture.

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COMMITTEE REPORTS

The joint committee on Finance reports and recommends:

Senate Bill —

Relating to taxation.

Introduction; Ayes, 11; Noes, 1.

WALTER G. HOLLANDER,
Senate Chairman.

BILLS INTRODUCED

Senate Bill 272

Relating to taxation.

By joint committee on Finance, by request of the Governor.

Read first time.

To joint committee on Finance.

The committee on Labor, Taxation, Insurance and Banking reports and recommends:

The appointment by the Governor of Stanley E. Gilbertson, of Madison, a member of the Public Service Commission, to succeed Leonard Bessman, for the term ending the first Monday in March, 1971.

Confirmation; Ayes, 4; Noes, 1.

The appointment by the Governor of Gene A. Rowland, of Wisconsin Rapids, a member of the Industrial Commission of Wisconsin, to succeed Reuben Knutson, for the term ending June 1, 1969.

Confirmation; Ayes, 4; Noes, 1.

GERALD D. LORGE,
Chairman.

MESSAGE FROM THE ASSEMBLY

By James P. Buckley, chief clerk thereof.

Mr. President:

I am directed to inform you that the assembly has passed and asks concurrence in

Assembly Bill 124 and

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Has adopted and asks concurrence in

The action by which the assembly, upon motion of Assemblymen Froehlich, Conradt, and Rogers, pursuant to Joint Rule 26, has directed the Legislative Reference Bureau to prepare a suitable joint certificate of Congratulations to Sally Klapper, 1136 East Glendale, Appleton, Wisconsin upon the occasion of her selection as Assembly Speaker of the YMCA sponsored Youth in Government Model Legislature, and

The action by which the assembly, upon motion of Assemblymen Froehlich, Conradt, and Rogers, pursuant to Joint Rule 26, has directed the Legislative Reference Bureau to prepare a suitable joint certificate of Congratulations to Carol Klitzke, 1907 South Carpenter, Appleton, Wisconsin upon the occasion of her being elected Lt. Governor of the YMCA sponsored Youth in Government Model Legislature, and

The action by which the assembly, upon motion of Assemblyman Atkinson, pursuant to Joint Rule 26, has directed the Legislative Reference Bureau to prepare a suitable joint certificate of Congratulations to William Martin, 6260 South Lake Drive, Cudahy, Wisconsin upon the occasion of his election as Senate Chief Clerk of the YMCA sponsored Youth in Government Model Legislature, and

The action by which the assembly, upon motion of Assemblymen Kessler and McCormick, pursuant to Joint Rule 26, has directed the Legislative Reference Bureau to prepare a suitable joint certificate of Congratulations to William Wick, 3137 South California Street, Milwaukee, Wisconsin 53207, upon the occasion of his election as Assembly Chief Clerk of the YMCA sponsored Youth in Government Model Legislature, and

The action by which the assembly, upon motion of Assemblymen Wartinbee and Nuttleman, pursuant to Joint Rule 26, has directed the Legislative Reference Bureau to prepare a suitable joint certificate of Congratulations to Daniel Gelatt, 1326 Cass Street, La Crosse, Wisconsin, upon the occasion of his being elected Governor of the Youth in Government YMCA sponsored Model Legislature, and

The action by which the assembly, upon motion of Assemblyman Soik, pursuant to Joint Rule 26, has directed the Legislative Reference Bureau to prepare a suitable joint

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certificate of Congratulations to the Whitefish Bay High School Debaters, which includes Ronald Lowe, Paul Gratch, Neil Weisfeld, James Zien, Jeorme Zien, David Collier and their Coach Robert M. Thompson, upon the occasion of their placing first in the Wisconsin Highschool Forensic Association debates that were held on February 26-27 in Madison, Wisconsin with a perfect 8-0 record, and

The action by which the assembly, upon motion of Assemblyman Blaska, pursuant to Joint Rule 26, has directed the Legislative Reference Bureau to prepare a suitable joint certificate of Commendation to Miss Barbara Bjoraker of Monona Grove High School, Monona, Wisconsin, upon the occasion of her having won first place in the American Legion Dane County Oratorical Contest and also first place in the District Contest held at Dodgeville, Wisconsin on February 28, 1965, and

The action by which the assembly, upon motion of Assemblyman Mittness, pursuant to Joint Rule 26, has directed the Legislative Reference Bureau to prepare a suitable joint certificate of Commendation to Janet Little, Route #1, Janesville, Wisconsin, upon the occasion of her winning two gold medals and one silver award in the 1964 Paralympics held in Tokyo. Miss Little has been confined to wheel a chair since 1952, but through her courageous sportsmanship and resoluition has set an example for all, whether they be handicapped or not, and

The action by which the assembly, upon motion of Assemblyman Romell, pursuant to Joint Rule 26, has directed the Legislative Reference Bureau to prepare a suitable joint certificate of Codolence to the survivors of the Robert B. Wood family of 1433 East Johnson Street, Madison, Wisconsin, on the occasion of being an outstading citizen former Assemblyman in the 1925 and 1927 sessions, he retired about 5 years ago as an legislative representative of the Wisconsin Bankers Association for a three year term, 3 terms Adams Village President, also village treasurer, served as Chairman of the Adams County Board of Supervisors, in 1932 was President of the Wisconsin County Boards Association and held other various offices within the state, we extend our most sincere sympathy, and has

Concurred in:
Senate Bill 33 and

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The senate action, upon motion of Assemblyman Perala, pursuant to Joint Rule 26, directing the Legislative Reference Bureau to prepare a suitable joint certificate of Congratulations to the Somerville "4" Curling Team of Superior, Wisconsin upon the occasion of winning the United States Curling Championship, and who will be leaving Wednesday, March 10th to compete for the World's Curling Championship in Scotland. The members of the team are: Tom Wright, Al Gagne, Bill Strum and Bud Somerville, and

The senate action, upon motion of Assemblyman Nikolay, pursuant to Joint Rule 26, directing the Legislative Reference Bureau to prepare a suitable joint certificate of Commendation to the members of the committee of Twenty-Five whose names appeared in the list for their unstinting efforts to provide this legislature with much needed information and the improvement of the laws of this state.

ASSEMBLY MESSAGE CONSIDERED

Assembly Bill 124

Was read first time.

The bill was considered at this time, upon motion of Senator Bice, with unanimous consent.

Read a second time.

The bill was laid aside temporarily, upon motion of Senator Zaborski, with unanimous consent.

Upon motion of Senator Zaborski, with unanimous consent, the foregoing assembly actions under Joint Rule 26 were concurred in en masse and the journal was to show for the record the senator who moved concurrence in the action.

The assembly's two actions under Joint Rule 26 pursuant to motion by Mr. Froehlich was concurred in, upon motion of Senator Knowles, on behalf of Senator Lorge.

The assembly's action under Joint Rule 26 pursuant to motion by Mr. Atkinson was concurred in, upon motion of Senator McParland.

The assembly's action under Joint Rule 26 pursuant to motion by Assemblymen Kessler and McCormick, was concurred in, upon motion of Senator McParland.

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The assembly's action under Joint Rule 26 pursuant to motion by Assemblymen Wartinbee and Nuttelman, was concurred in, upon motion of Senator Bice.

The assembly's action under Joint Rule 26 pursuant to motion by Assemblyman Soik, was concurred in, upon motion of Senator Leonard.

The assembly's action under Joint Rule 26 pursuant to motion by Assemblyman Blaska, was concurred in, upon motion of Senator Thompson.

The assembly's action under Joint Rule 26 pursuant to motion of Mr. Mittness, was concurreed in, upon motion of Senator Carr.

The assembly's action under Joint Rule 26 pursuant to motion by Assemblyman Romell, was concurred in, upon motion of Senator Leverich.

The senate's action was ordered immediately messaged to the assembly.

MOTIONS

Senate Bill 31

Substitute amendment No. 2, S. was withdrawn by its author, upon motion of Senator Roseleip, with unanimous consent.

Upon motion of Senator Dempsey, with unanimous consent, the senate returned to the 7th order of business.

COMMITTEE REPORT

The committee on Public Welfare reports and recommends:

Senate Bill 125

Adoption of substitute amendment 1, S.; Ayes, 5; Noes, 0 and passage as amended; Ayes, 5; Noes, 0.

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Senate Bill 159

Passage; Ayes, 5; Noes, 0.

Senate Bill 186

Passage; Aye, 5; Noes, 0.

CHESTER E. DEMPSEY,
Chairman.

Upon motion of Senator Schreiber, with unanimous consent, the senate returned to the 3rd order of business.

INTRODUCTION OF AMENDMENTS

Substitute amendment No. 1, S. to Senate Joint Resolution 18 was offered by Senator Schreiber.

CALENDAR OF TUESDAY, MARCH 2nd SECOND READING OF SENATE BILLS

Senate Bill 98

Was read a second time.

Amendment No. 1, S. was adopted.

Amendment No. 2, S. was adopted.

The bill was ordered engrossed and read a third time.

Upon motion of Senator Leonard, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 98

An act to amend 20.530 (1) (f) (intro. par.) of the statutes, relating to expense allowances for legislators while in Madison on legislative business.

Was read a third time.

The question was: Shall the bill pass?

The ayes and noes were required and the vote was: ayes, 18; noes, 12; absent or not voting, 2; as follows:

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Ayes—Senators Benson, Bice, Carr, Christopherson, Kendziorski, Keppler, Krueger, LaFave, Leonard, Lorge, McParland, Meunier, Rasmusen, Schreiber, Schuele, Sussman, Warren and Zaborski—18.

Noes—Senators Busby, Dempsey, Draheim, Hansen, Knowles, Leverich, Lourigan, Panzer, Risser, Roseleip, Smith and Thompson—12.

Absent or not voting—Senators Hollander and Miller—2.
So the bill passed.

SPECIAL ORDER

Senator Leonard called the attention of the senate to the Special Order which had been fixed for 10:00 o'clock this morning and to the fact that that hour had arrived.

The senate proceeded to consider

Senate Bill 37

Which had been made the Special Order.

Senate Bill 37

Was read a second time.

Senator McParland moved that amendment No. 2, S. be rejected.

The ayes and noes were demanded and the vote was: ayes, 13; noes, 16; absent or not voting, 3; as follows:

Ayes—Senators Benson, Busby, Carr, Christopherson, Leonard, Lourigan, McParland, Panzer, Risser, Schreiber, Schuele, Smith and Sussman—13.

Noes—Senators Bice, Dempsey, Hansen, Kendziorski, Keppler, Knowles, Krueger, LaFave, Leverich, Lorge, Meunier, Rasmusen, Roseleip, Thompson, Warren and Zaborski—16.

Absent or not voting—Senators Draheim, Hollander and Miller—3.

So the motion did not prevail.

Amendment No. 2, S. was adopted.

Senate Bill 37

Senator McParland moved that amendment No. 3, S. be rejected.

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The ayes and noes were demanded and the vote was: ayes, 12; noes, 17; absent or not voting, 3; as follows:

Ayes—Senators Benson, Bice, Busby, Carr, Christopherson, Keppler, Leonard, McParland, Meunier, Risser, Schreiber and Schuele—12.

Noes—Senators Draheim, Hansen, Kendziorski, Knowles, Krueger, LaFave, Leverich, Lorge, Lourigan, Panzer, Rasmussen, Roseleip, Smith, Sussman, Thompson, Warren and Zaborski—17.

Absent or not voting—Senators Dempsey, Hollander and Miller—3.

So the motion did not prevail.

Amendment No. 3, S. was adopted.

Senate Bill 37

The question was: Shall amendment No. 4, S. be adopted?

The ayes and noes were demanded and the vote was: ayes, 12; noes, 16; absent or not voting, 4; as follows:

Ayes—Senators Busby, Hansen, Kendizorski, LaFave, Lorge, Lourigan, Rasmussen, Roseleip, Schuele, Smith, Sussman and Warren—12.

Noes—Senators Benson, Bice, Christopherson, Draheim, Keppler, Knowles, Krueger, Leonard, Leverich, McParland, Meunier, Panzer, Risser, Schreiber, Thompson and Zaborski—16.

Absent or not voting—Senators Carr, Dempsey, Hollander and Miller—4.

So the question was decided in the negative.

Senate Bill 37

Senator Leonard moved that amendment No. 5, S. be rejected.

The ayes and noes were demanded and the vote was: ayes, 20; noes, 10; absent or not voting, 2; as follows:

Ayes—Senators Benson, Bice, Busby, Carr, Christopherson, Draheim, Kendziorski, Keppler, Knowles, Krueger, Leonard, Lourigan, McParland, Meunier, Panzer, Risser, Roseleip, Schreiber, Schuele and Smith—20.

Noes—Senators Dempsey, Hansen, LaFave, Leverich, Lorge, Rasmussen, Smith, Thompson, Warren and Zaborski—10.

Absent or not voting—Senators Hollander and Miller—2.

So amendment No. 5, S. was rejected.

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Senator Rasmusen moved that the bill be indefinitely postponed.

The ayes and noes were demanded and the vote was: ayes, 14; noes, 15; paired, 4; absent or not voting, 0; as follows:

Ayes—Senators Bice, Dempsey, Hansen, Kendziorski, Krueger, LaFave, Leverich, Lorge, Rasmusen, Risser, Roseleip, Smith, Thompson and Warren—14.

Noes—Senators Benson, Busby, Carr, Christopherson, Draheim, Keppler, Leonard, Lourigan, McParland, Panzer, Schreiber, Schuele, Sussman, Zaborski and Mr. President—15.

Paired—Senator Knowles for the bill, Senator Miller against; Senator Meunier for, Senator Hollander against—4.

So the motion did not prevail.

Senate Bill 37

The question was: Shall the bill be ordered engrossed and read a third time?

The ayes and noes were demanded and the vote was: ayes, 15; noes, 14; paired, 4; absent or not voting, 0; as follows:

Ayes—Senators Benson, Busby, Carr, Christopherson, Draheim, Keppler, Leonard, Lourigan, McParland, Panzer, Schreiber, Schuele, Sussman, Zaborski and Mr. President—15.

Noes—Senators Bice, Dempsey, Hansen, Kendziorski, Krueger, LaFave, Leverich, Lorge, Rasmusen, Risser, Roseleip, Smith, Thompson and Warren—14.

Absent or not voting—None.

Paired—Senator Knowles for the bill, Senator Miller against; Senator Meunier for, Senator Hollander against—4.

So the bill was ordered engrossed and read a third time.

Senator McParland asked unanimous consent that the bill be considered for final action at this time.

Senator Lorge objected.

Senate Bill 37

Senator McParland moved that the rules be suspended and that the bill be considered for final action at this time.

The ayes and noes were required and the vote was: ayes, 21; noes, 9; absent or not voting, 2; as follows:

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Ayes—Senators Benson, Busby, Carr, Christopherson, Draheim, Keppler, Knowles, Krueger, LaFave, Leonard, Leverich, Lourigan, McParland, Meunier, Panzer, Risser, Schreiber, Schuele, Smith, Sussman and Zaborski—21.

Noes—Senators Bice, Dempsey, Hansen, Kendziorski, Lorge, Rasmusen, Roseleip, Thompson and Warren—9.

Absent or not voting—Senators Hollander and Miller—2.

So the rules were suspended.

Senate Bill 37

Was read a third time.

The question was : Shall the bill pass ?

Senator Sussman moved a

CALL OF THE SENATE

Which motion was supported.

The sergeant-at-arms was directed to close the doors and the clerk to call the roll.

The roll was called and the following senators answered to their names :

Senators Benson, Bice, Busby, Carr, Christopherson, Dempsey, Draheim, Hansen, Kendziorski, Keppler, Krueger, LaFave, Leonard, Levirch, Lorge, Lourigan, McParland, Meunier, Panzer, Rasmusen, Risser, Roseleip, Schreiber, Schuele, Smith, Sussman, Thompson, Warren and Zaborski—29.

Absent—Senator Knowles—1.

Absent with leave—Senators Hollander and Miller—2.

LEAVE OF ABSENCE

Senator Knowles was granted a leave of absence for the remainder of today's session, upon motion of Senator Leonard, with unanimous consent.

Upon motion of Senator Leonard, with unanimous consent, further proceedings under the call presently in effect were dispensed with.

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Senate Bill 37

Relating to the issuance of trading stamps and their redemption.

The question was: Shall the bill pass?

The ayes and noes were demanded and the vote was: ayes, 15; noes, 13; paired, 4; absent or not voting, 0; as follows:

Ayes—Senators Benson, Busby, Carr, Christopherson, Draheim, Keppler, Leonard, Lourigan, McParland, Panzer, Risser, Schreiber, Schuele, Sussman and Zaborski—15.

Noes—Senators Bice, Dempsey, Hansen, Kendziorski, Krueger, LaFave, Leverich, Lorge, Rasmusen, Roseleip, Smith, Thompson and Warren—13.

Absent or not voting—None.

Paired—Senator Knowles for the bill, Senator Miller against; Senator Meunier for, Senator Hollander against—4.

So the bill passed.

Senator Leonard moved that the vote by which the bill passed be reconsidered.

The motion did not prevail.

Ordered immediately messaged to the assembly.

SPECIAL ORDER

Senator Leonard called the attention of the senate to the Special Order which had been fixed for 10:01 o'clock this morning and to the fact that that hour had arrived.

The senate proceeded to consider

Senate Bill 28

Which had been made the Special Order.

Was read a second time.

Amendment No. 1, S. was adopted.

Amendment No. 2, S. was adopted.

The bill was made a Special Order for 9:00 o'clock Thursday morning, March 11th, upon motion of Senator Leonard, with unanimous consent.

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MOTIONS

Senate Bill 159

The bill now on the calendar of Friday, March 12th, was referred to the joint committee on Finance, upon motion of Senator Dempsey, with unanimous consent.

Assembly Bill 124

Which had been laid aside temporarily earlier was made a Special Order for 10:01 o'clock Thursday morning, March 11th, upon motion of Senator Bice, with unanimous consent.

GUESTS INTRODUCED

120 Sauk Prairie High School Social Problems Class Students accompanied by their high school principal Mr. Douglas Frederick and teachers Mrs. Molly Marquardt and Mr. Roger Moe, all from the Sauk City—Prairie du Sac, Wisconsin area were introduced by Senator Knowles on behalf of Senator Miller. Senator Christopherson joined Senator Knowles in the introduction.

The president extended his welcome to all of the guests.

Upon motion of Senator Leonard, the senate adjourned until 9:00 o'clock Thursday morning, March 11, 1965.

CHIEF CLERK'S REPORT

The chief clerk records:

Senate Bill 146

Correctly engrossed on Wednesday, March 10, 1965.